IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

MONDAY, THE 24TH SEPTEMBER 2007 / 2ND ASWINA 1929

WP(C).No. 25102 of 2007(L)

PETITIONER:

CHERU,
PROPRIETOR, M/S. CHERU & CO., 16/658 E &
16/658 E1, FRANCIS ROAD, CALICUT-01.

BY ADV. SRI.S.ANANTHAKRISHNAN,
SRI.N.K.SUBRAMANIAN.

RESPONDENTS:
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1. **THE SUB INSPECTOR OF POLICE,**
   TOWN POLICE STATION, KOZHIKODE.

2. **HEAD LOAD WORKERS UNION, (C.I.T.U.),**
   REP. BY ITS SECRETARY, VALLIYANGADI & BEACH UNIT,
   HPO, CALICUT.

3. **HEAD LOAD WORKERS UNION, (I.N.T.U.C.),**
   REP. BY ITS SECRETARY, VALLIYANGADI & BEACH UNIT,
   HPO, CALICUT.

4. **HEAD LOAD WORKERS UNION, (A.I.T.U.C.),**
   REP. BY ITS SECRETARY, VALLIYANGADI & BEACH UNIT,
   HPO, CALICUT.

5. **HEAD LOAD WORKERS UNION, (BMS),**
   REP. BY ITS SECRETARY, VALLIYANGADI & BEACH UNIT,
   HPO, CALICUT.

BY GOVERNMENT PLEADER SRI. SALIM.P.A.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 24/09/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

prv.

W.P.(C). NO.25102/2007:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE IDENTITY CARD ISSUED TO BY THE ASST. LABOUR OFFICER DTD. 18/06/2007.

EXT.P.2: COPY OF THE IDENTITY CARD ISSUED TO BY THE ASST. LABOUR OFFICER DTD. 18/06/2007.

EXT.P.3: COPY OF THE REPRESENTATION DTD. 10/07/2007 SUBMITTED BEFORE THE R.1.

RESPONDENT'S ANNEXURES:

ANNEXURE R1.A: COPY OF THE STATEMENT GIVEN BY RASHEED.

ANNEXURE R1.B: COPY OF THE STATEMENT GIVEN BY M.P. UMMER.

ANNEXURE R1.C: COPY OF THE STATEMENT GIVEN BY K.M. JACOB.

//TRUE COPY//

prv.

K.BALAKRISHNAN NAIR & T.R.RAMACHANDRAN NAIR, JJ.

Writ Petition (C) No.25102 of 2007-L

Judgment

Balakrishnan Nair, J.

In view of the interim order passed by this Court on 10.09.2007,no further orders are required in this Writ Petition and it is accordingly closed. If respondents 2 to 5 have got any claim to do the work in the petitioner's godown, they may move the statutory authority under the Kerala Headload Workers Act. The interim order mentioned above will not stand in the way of the competent authority, considering their claim or granting the relief, which they are entitled to, under law. If the statutory finds that the workmen attached to the said respondent are entitled to do the work, the direction issued by this Court will not stand in the way of implementing that.

K.BALAKRISHNAN NAIR,JUDGE

24.09.2007 **T.R.RAMACHANDRAN NAIR, JUDGE**

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